

any way.

Accordingly, pursuant to Fed. R. Civ. P. 41(a)(1)(A)(ii), Plaintiff and Defendants agree that the action shall be dismissed in its entirety and with prejudice with respect to the claims alleged by Plaintiff individually against Defendants, and without prejudice as to any claims alleged by the putative, uncertified class against Defendants.

Plaintiff and Defendants further agree that each party shall bear his or its own costs and attorney fees.

IT IS SO STIPULATED.

Dated: October 26, 2016

Respectfully submitted,

/s/ Barry L. Cohen
Barry L. Cohen
Royer Cooper Cohen Braunfeld LLC
101 W Elm Street, Suite 220
Conshohocken, PA 19428
484-362-2630
bcohen@rccblaw.com

Attorneys for Plaintiff and the Class

/s/ Christopher P. Coval
Christopher P. Coval
Clover & Coval
809 North Easton Road
PO Box M
Willow Grove, PA 19090
212-659-2600
ccoval@fsdc-law.com

Attorney for Defendant